

Recorded at the request of: Scarlett Torres

Return To: Scarlett Torres, Real Estate Division

**THE BOARD OF SUPERVISORS OF CONTRA COSTA COUNTY, CALIFORNIA
and for Special Districts, Agencies and Authorities Governed by the Board**

Adopted this Resolution on 06/26/2018 by the following vote:

AYE: ☐

NO: ☐

ABSENT: ☐

ABSTAIN: ☐

RECUSE: ☐

Resolution No. 2018/232

IN THE MATTER OF: ADOPT Resolution No. 2018/232 terminating and abandoning of an Offer of Dedication of a Storm Drain Easement and Levee Maintenance Easement over a portion of Assessor's Parcel Number (APN) 031-010-018, along Delta Coves Drive, Bethel Island (Delta Coves) area, District III. Project No.: WL0072 - Permit SD16-9426

WHEREAS, in March 2005, Contra Costa County (County) received, but did not accept, an Offer of Dedication (Dedication) for a Storm Drain Easement and a Levee Maintenance Easement, over a portion of APN 031-010-018, along Delta Coves Drive, Bethel Island (Delta Coves) area. The Dedication was included on the approved Final Map for Subdivision 6013.

WHEREAS, the current owner of APN 031-010-018 has requested that the County terminate and abandon a portion of the Dedication.

This Termination of the Dedication of a certain excess right of way is made pursuant to Government Code 66477.2 subdivision (c) and to Part 3 of Division 9, Chapter 4 of the Streets and Highways Code, commencing with Section 8330, et. seq.

The easement to be terminated and abandoned is more particularly described in Exhibit "A" and shown in Exhibit "B" attached hereto and by reference made a part hereof.

WHEREAS, that this termination request of a portion of an easement that has been dedicated is determined to be an excess easement area. (S&H Code Section 8333(c))

WHEREAS, Public Works Department staff has determined there is no possibility that terminating and abandoning a portion of the Dedication may have a significant adverse effect on the environment.

NOW, THEREFORE, IT IS RESOLVED by the Board of Supervisors of Contra Costa County that:

The Board FINDS that there is no reasonable probability that the Dedication will be accepted into the County's drainage system, that the County has not expended County funds to maintain or improve the easement, and it is in the best interest of the County and the public that a portion of the easement be terminated.

The Board FINDS that terminating and abandoning the Dedication will not have a significant effect on the environment as stated in the Notice of Exemption dated May 10, 2018.

The easement described and depicted in Exhibit "A" and Exhibit "B" is hereby TERMINATED and ABANDONED pursuant to Government Code section 66477.2 subdivision (c), and to Part 3 of Division 9, Chapter 4 of the Streets and Highways Code, commencing with section 8330 et. seq.

The Board DIRECTS the Public Works Director to cause a certified copy of this Resolution to be recorded.

From and after the date this Resolution is recorded, the Dedication described in Exhibit "A" and shown in Exhibit "B" is terminated and the County's right to accept the offer is abandoned.

Contact: Scarlett Torres 925. 957-2466

I hereby certify that this is a true and correct copy of an action taken and entered on the minutes of the Board of Supervisors on the date shown.

ATTESTED: June 26, 2018

David J. Twa, County Administrator and Clerk of the Board of Supervisors

By: , Deputy

cc: